

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
FORT SMITH DIVISION

DARRELL WAYNE WISE

PLAINTIFF

v.

Civil No. 05-2132

MICHAEL OGLESBY;  
LARRY CLARK; WAYNE  
THOMPSON and BILL RYAN

DEFENDANTS

**ORDER**

Now on this 14th day of February 2008, there comes on for consideration the report and recommendation filed herein on November 7, 2007, by the Honorable James R. Marschewski, United States Magistrate Judge for the Western District of Arkansas. (Doc. 84). On November 30, 2007, the Court adopted the report and recommendation (Doc. 85). But on January 7, 2008, the Court granted Plaintiff's Motion to reconsider that ruling upon the filing of objections to the report and recommendation by Plaintiff. Plaintiff filed his objections on February 12, 2008, and, while untimely, the Court has considered them.

The court has reviewed this case *de novo* and, being well and sufficiently advised, finds as follows: The report and recommendation is proper and should be and hereby is adopted in its entirety. Accordingly, judgment is entered in favor of Defendants, and Plaintiff's Complaint is DISMISSED WITH PREJUDICE.

IT IS SO ORDERED.

/s/ Robert T. Dawson  
Honorable Robert T. Dawson  
United States District Judge